

MEMORANDUM

June 8, 2017

TO: MEMBERS, PORT COMMISSION
Hon. Willie Adams, President
Hon. Kimberly Brandon, Vice President
Hon. Leslie Katz
Hon. Doreen Woo Ho

FROM: Elaine Forbes
Executive Director

SUBJECT: Request authorization to award Construction Contract No. 2766R, Piers 94-96 Storm Drain and Outfalls Repairs Project, to Trinet Construction, Inc. in the amount of \$1,242,400, and authorization for a contract contingency fund of 10% of the contract amount (or \$124,240) for unanticipated contingencies, for a total authorization not to exceed \$1,366,640

DIRECTOR'S RECOMMENDATION: Approve Attached Resolution

Executive Summary

Port staff requests that the Port Commission authorize the award of Construction Contract No. 2766R, Piers 94-96 Storm Drain and Outfalls Repairs Project ("Project"), to Trinet Construction, Inc., the lowest responsive, responsible bidder, in the amount of \$1,242,400, and authorize a contract contingency fund of 10% of the contract amount (or \$124,240) for unanticipated contingencies, for a total authorization not to exceed \$1,366,640.

The Project scope involves storm drainage system repairs including removal and replacement of approximately four hundred feet of damaged storm drain pipe; backfill and stabilization of four sink holes at Pier 96; and installation of three tidal influence backflow prevention valves at storm drain outfalls along the east seawall of Piers 94-96 (See Exhibit "A", Area of Work Location Map).

Strategic Objectives

This Project supports the Port's Strategic Plan objectives as follows:

- **Livability:** The Project promotes living wage jobs by providing opportunity for local business enterprises (LBE's) and by meeting mandates for Local Hire in construction projects.

THIS PRINT COVERS CALENDAR ITEM NO. 10C

- Sustainability: The Project will include best practices for construction.
- Economic Vitality: The Project will contribute to the Port's ability to develop a long-term lease plan for Piers 94-96.

Background

The Port Commission, at its meeting on March 14, 2017, authorized staff to advertise for bids for Construction Contract No. 2766R, Piers 94-96 Storm Drain and Outfalls Repairs Project (Port Commission Resolution 17-13). Port staff published the advertisement for bids on April 28, 2017, conducted an optional Pre-Bid Meeting on May 09, 2017, and opened bids on May 25, 2017, four weeks after advertisement.

During the Project advertisement, Port staff worked with CMD for small business outreach to encourage bidding from local construction contractors. The outreach included Contractor's Assistance Center. The Center is located in the Bayview District, and is a free resource that contractors and suppliers can use to establish or grow their business.

The Project was advertised with a base bid scope to remove and replace approximately four hundred feet of damaged storm drain pipe; backfill and stabilize four sink holes in Pier 96; and install three tidal influence backflow prevention valves at storm drain outfalls along the east seawall of Piers 94-96, and for mobilization and partnering. The engineer's estimate for the base bid was \$998,525. The bid solicitation included one additive alternate item to install one tidal influence backflow prevention valve at a storm drain outfall along the south seawall of Piers 94-96. Port staff do not recommend including the additive alternate item in the contract award. The existing outfall backflow prevention valve is partially functioning, and the existing south seawall needs to be repaired soon. The alternate item work will be included in the future south seawall repair project.

Staff received two bids with base bid prices of \$1,242,400 and \$1,289,395 (a difference of less than 4% between bids). The two base bids were evaluated for compliance with the Local Business Enterprise (LBE) subcontracting participation requirement and the City's Contract Monitoring Division (CMD) applied discounts and adjusted bid prices for LBEs. Based upon this evaluation, Port and CMD staff found that the lowest responsive bid was submitted by Trinet Construction, Inc. for the base bid amount of \$1,242,400. Staff also determined that Trinet Construction, Inc. and its subcontractors are responsible contractors that meet the minimum qualifications for the Project (See attachments "B" and "C").

Trinet Construction, Inc. is a woman owned, San Francisco Local Business Enterprise that successfully completed a sewer repair project for the cost of \$242,000, at the intersection of Cargo Way and Amador Street in December 2015.

Local Business Enterprise

The City's Contract Monitoring Division ("CMD") enforces the City's Administrative Code Chapter 14B, the Local Business Enterprise and Non-Discrimination in Contracting Ordinance. The ordinance establishes 10% bid discounts for LBE prime contractors and empowers CMD to set LBE subcontractor participation goals based upon availability of

LBE firms to complete the type of work included in the contract. For this contract, CMD staff established a Local Business Enterprise (“LBE”) subcontractor participation requirement of 25% of the bid amount.

Trinet Construction, Inc. is a woman owned, certified LBE prime contractor. On June 5, 2017, CMD staff determined that Trinet’s bid satisfied the LBE subcontracting goal and is eligible for the award of the contract (Exhibit “B”). Trinet’s LBE subcontractor participation for this contract is 25.75% which includes P&J Utility Co. In addition, Trinet is a LBE contractor who will self-perform approximately 66% of the contract work, resulting in nearly 91.7% of the work performed by certified LBE firms.

San Francisco Local Hiring Ordinance

The Project contract will require contractor compliance with the mandatory participation level of the City's Local Hiring Ordinance. The mandatory participation level currently in effect and applicable for this Project is 30% of all project hours within each trade performed by local residents, with no less than 15% of all project work hours within each trade performed by disadvantaged workers.

Regulatory Approvals and Permits

Port staff have completed all necessary environmental review under the California Environmental Quality Act (CEQA) with the issuance of Categorical Exemption issued by the S.F. Planning Department on March 18, 2016 (No. 2016-003866ENV). The proposed storm drain and outfall repair scope of work is within the parameters of the Port’s existing BCDC Permit M77-17, Army Corps of Engineers Regional General Permit No. 2015-00016S, and the Regional Water Quality Control Board Order No. R2-2016-0039 for the Port of San Francisco’s General Maintenance Program.

The Project will include dust control measures and the Contractor will implement best management practices during construction whenever applicable.

Climate Change

The Project will increase the life expectancy of the Piers 94-96 drainage system. The installation of backflow preventer valves at the seawall will help mitigate the impacts of rising tide levels associated with Sea Level Rise.

Funding

Trinet Construction’s base bid, and a proposed 10% contract contingency is fully funded by Port Capital account, CPO 778, Pier Structures Repair Project.

Project Scope	Amount
Base Bid	\$1,242,400
10% Construction Contingency	\$124,240
Total Cost with Contingency	\$1,366,640

Schedule

The total duration of the proposed Project is 210 days. The anticipated Project schedule is noted below:

Commission Authorization to Award	June 13, 2017
Estimated Notice to Proceed (NTP)	July, 2017
Estimated Substantial Completion (210 Days)	February, 2018
Estimated Final Completion (60 Days)	April, 2018

Recommendation

Port staff recommends that the Port Commission authorize the award of Construction Contract No. 2766R, Piers 94-96 Storm Drain and Outfalls Repairs Project to Trinet Construction, Inc., the lowest responsive, responsible bidder in the amount of \$1,242,400. Port staff also recommends that the Port Commission authorize staff to increase the contract amount if needed for unanticipated contingencies by an additional \$124,240 (10% of the proposed contract amount), to a total not-to-exceed amount of \$1,366,640. Port staff also recommends that the Port Commission authorize the Executive Director to accept the work once it is complete.

Prepared by: Ken Chu
Project Engineer

For: Rod Iwashita
Chief Harbor Engineer

EXHIBITS:

- Exhibit A – Project Location Map
- Exhibit B – CMD Contract Award Memo
- Exhibit C – Bid Summary

**PORT COMMISSION
CITY AND COUNTY OF SAN FRANCISCO**

RESOLUTION NO. 17-28

- WHEREAS, On March 14, 2017, the Port Commission adopted Resolution No. 17-13, authorizing staff to solicit bids for Construction Contract No. 2766R, Piers 94-96 Storm Drain and Outfalls Repairs Project (the “Project”), and thereafter, Port staff published the advertisement for bids on April 28, 2017; and
- WHEREAS, the Project scope involves storm drainage system repairs including removal and replacement of approximately four hundred feet of damaged storm drain pipe; backfilling and stabilization of four sink holes at Pier 96; and installation of three tidal influence backflow prevention valves at storm drain outfalls along the east seawall of Piers 94-96; and
- WHEREAS, the Project scope was determined to be exempt under the California Environmental Quality Act (CEQA) pursuant to the Categorical Exemption issued by the S.F. Planning Department on March 18, 2016 (No. 2016-003866ENV); and
- WHEREAS, the Project scope is within the parameters of the Port’s existing Permit M77-17 issued by the San Francisco Bay Conservation and Development Commission (BCDC), the Regional General Permit No. 2015-00016S issued by the U.S. Army Corps of Engineers, (USACE), and Order R2-2016-0039 issued by the San Francisco Regional Water Quality Control Board (RWQCB) for the Port’s General Maintenance Program; and
- WHEREAS, Port staff received two bids for the Project on May 25, 2017; and
- WHEREAS, Port Engineering staff and Contract Monitoring Division staff reviewed the bids and determined that Trinet Construction, Inc. (“Trinet”) is the lowest responsive, responsible bidder for the Project; and
- WHEREAS, Trinet’s base bid price for the Project is \$1,242,400, which is fully funded with the Port Capital Structures Repair fund; and
- WHEREAS, Trinet’s bid satisfies the LBE subcontracting participation requirement of 25% established by the Contract Monitoring Division, and Trinet has agreed to comply with the City’s Local Hiring Policy for Construction Ordinance (Administrative Code Section 6.22(G); now, therefore, be it
- RESOLVED, that the Port Commission hereby authorizes the award of Construction Contract No. 2766R, Piers 94-96 Storm Drain and Outfalls Repairs Project, to Trinet Construction, Inc., the lowest responsive and responsible bidder, for the not-to-exceed amount of \$1,242,400; and be it further

RESOLVED, that the Port Commission authorizes Port staff to increase the contract amount, as necessary for unanticipated contingencies, by an additional \$124,240 (10% of \$1,242,400) through contract modification or change order; and be it further

RESOLVED, that the Port Commission hereby authorizes the Executive Director to accept the work once it is complete.

I hereby certify that the foregoing resolution was adopted by the San Francisco Port Commission at its meeting of June 13, 2017.

Secretary

Exhibit A – PROJECT LOCATION MAP

Piers 94-96 Storm Drain and Outfalls Repairs Project

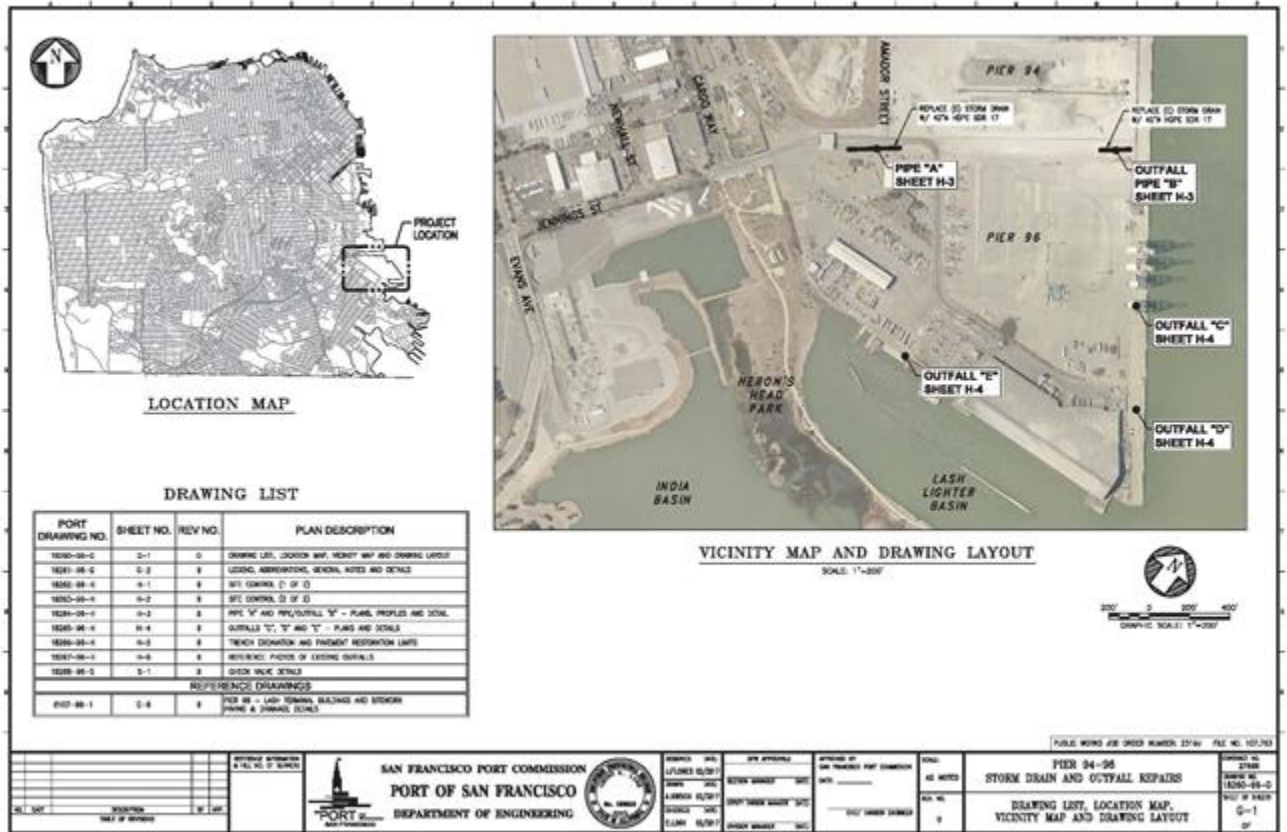


Exhibit B – CMD Contract Award Memo
Piers 94-96 Storm Drain and Outfalls Repairs Project



Edwin M. Lee, Mayor
 Naomi M. Kelly, City Administrator

GENERAL SERVICES AGENCY
CONTRACT MONITORING DIVISION



Romulus Asenloo, Director

Date: June 5, 2017

To: Tim Leung, The Port Of San Francisco
 Kenneth Chu, The Port Of San Francisco

From: Finbarr Jewell, CMD

Subject: Contract Award: Pier 94-96 Storm Drain & Outfall Repairs, Contract # 2766R

The Contract Monitoring Division ("CMD") reviewed the bids submitted for the above-referenced project and determined responsiveness to Chapter 14B pre-award requirements. Below is a summary of CMD's review.

LBE Bid Discount

Due to the dollar value of the engineer's estimate, a 10% bid discount applies to any bids submitted by CMD –certified Small or Micro-LBEs.

The City received the following bids:

Bidder	Base Bid	LBE Bid Discount	Adjusted Bid
Trinet Construction, INC.	\$1,242,400	10%	\$1,118,160
Fontenoy Engineering, INC.	\$1,289,395	10%	\$1,160,455

Trinet Construction, Inc. a woman owned (WBE) company submitted a base bid of \$1,242,400 and met and exceeds the 25% LBE subcontractor participation requirement by listing the following firm:

Subcontractor	Scope of Work Listed	Status	Listed Amount	Amount Credited	Participation
P&J Utility	Excavation	LBE	\$320,000	\$320,000	25.75%
Total LBE Participation					25.75%



Edwin M. Lee, Mayor
Naomi M. Kelly, City Administrator

GENERAL SERVICES AGENCY CONTRACT MONITORING DIVISION



Romulus Asenloo, Director

Based on the foregoing, CMD has determined that Trinet Construction, Inc. is the lowest responsive bidder, and complied with the Chapter 14B pre-award requirements. Should you have any questions, or if I can be of further assistance, please contact me at (415) 274 0511

A handwritten signature in blue ink that reads "Finbarr Jewell".

Finbarr Jewell
Contract Compliance Officer
Contract Monitoring Division

Exhibit C – Bid Summary
Piers 94-96 Storm Drain and Outfalls Repairs Project



B I D T A B U L A T I O N

BID OPENING DATE		05/25/2017, PIER 1, SAN FRANCISCO			
CONTRACT NUMBER		2766R			
PROJECT NAME		PIER 94-06 STORM DRAIN AND OUTFALL REPAIRS			
ALTERNATE PRIORITIES:		A1 IS THE ONLY ALTERNATE			
LBE GOAL:	25%	TOTAL NUMBER OF CALENDAR DAYS:	210	ANNOUNCED CONSTRUCTION BUDGET:	1,000,000
NUMBER OF BIDDERS:	02	ESTIMATE:	999,500	APPARENT LOW TOTAL BID PRICE:	\$ 1,242,400

BIDDER ID #	01	02
BID ITEM #	FONTENOY ENGINEERING, INC. AIDAN O'SULLIVAN, PRESIDENT 3401 CESAR CHAVEZ ST, SUITE B SAN FRANCISCO, CA 94110 415-559-7638 RKANE@FONTENOYENG.COM	TRINET CONSTRUCTION, INC. NORA HICKEY, PRESIDENT 2560 MARIN STREET SAN FRANCISCO, CA 94124 415-695-7814 NSTRINET@GMAIL.COM
1	395,000	398,000
2	214,500	178,200
3	230,000	225,400
4	19,215	18,300
5	12,000	5,000
6	20,000	20,000
7	180,000	150,000
8	74,000	85,000
9	13,680	28,800
10	10,000	10,000
11	55,000	55,000
12	6,000	6,000
13	10,000	10,000
14	50,000	52,700
TOTAL	1,289,395	1,242,400
ALTERNATE, A1	48,000	40,000
APPARENT BID RANK	2	1